

**DECLARATION AND POWER OF ATTORNEY**

I, the below named inventor, hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **GRAFTLESS SPINAL FUSION DEVICE**, the specification which was filed with the United States Patent and Trademark Office on October 11, 2001 as Serial No. 09/976,685. This application claims priority under 35 USC §119(e) from United States Provisional Patent Application Serial No. 60/239,368 filed October 11, 2000.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby declare that all statements are made hereby of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint:

Maurice E. Gauthier	-	Reg. No. 20,798
Richard L. Stevens	-	Reg. No. 24,445
Matthew E. Connors	-	Reg. No. 33,298
William E. Hilton	-	Reg. No. 35,192
Patrick J. O'Shea	-	Reg. No. 35,305
Arlene J. Powers	-	Reg. No. 35,985
Richard L. Stevens, Jr.	-	Reg. No. 44,357
Peter Stecher	-	Reg. No. 47,259

all of the firm of Samuels, Gauthier & Stevens, my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

Patrick J. O'Shea, Esq.  
Samuels, Gauthier & Stevens, LLP  
225 Franklin Street, Suite 3300  
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Michael D. Mason

11/28/07

Date

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Same as above

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Atty Docket: 2731/101

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Mason Art Unit: 3738  
Serial No: 09/976,685 Examiner: Not Assigned  
Filing Date: October 11, 2001  
For: Graftless Spinal Fusion Device

Commissioner for Patents  
Washington, D.C. 20231

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service via Express Mail, label no. EL 95264684 US in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on November 8, 2002. *File*

 11/12/02

Morton Chirnomas

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**POWER OF ATTORNEY BY APPLICANT, REVOCATION OF PRIOR POWERS,  
CHANGE OF CORRESPONDENCE ADDRESS AND CHANGE OF ATTORNEY  
DOCKET**

I hereby revoke all powers of attorney previously given and I hereby appoint the following attorneys and agent to prosecute and transact all business in the Patent and Trademark Office connected therewith:

SUNSTEIN, Bruce D.	27,234	STICKEVERS, John J.	39,387
ASHER, Robert M.	30,445	MORANO, Elizabeth P.	42,904
MURPHY, Timothy M.	33,198	SANDVOS, Jay	43,900
SAUNDERS, Steven G.	36,265	SMOLENSKI, Alex J.	47,953
STRIMPEL, Harriet M.	37,008	CONWAY, John L.	48,241
BUCHANAN, Karen A.	37,790	CHIRNOMAS, Morton	34,465
PETUCHOWSKI, Samuel J.	37,910		
KLAYMAN, Jeffrey T.	39,250		

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**ATTORNEY DOCKET NO:**

Please change the Attorney Docket Number to:

2731/101

**APPLICANT:**

Michael D. Mason



Date: 11/12, 2002